

NO. 72707

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 06 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 20 2005

The applicant **Jordan Valley LLC** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **0.40 c.f.s. (zero A.F.A.)** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **irrigation and domestic**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated to **increase the rate of flow for the accompanying change Application P. 29834 Cert 10491 (15 Acres)**
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **in the NE¹/₄NE¹/₄ Section 35, T.4S., R.66E., M.D.M., at a point from which the northeast corner of said Section 35 bears N 57°16'47"E 962.11 ft.**
6. Place of Use **within the NE¹/₄NE¹/₄ Section 35 and the NW¹/₄NW¹/₄ Section 36, T.4S., R.66E., MDM**
7. Use will begin about **Jan. 1** and end about **Dec 31** of each year.
8. Description of proposed works **Well, pump & motor and pivot distribution system**
9. Estimated cost of works **\$35,000**
10. Estimated time required to construct works **3 years**
11. Estimated time required to complete the application of water to beneficial use **4 years**

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12. Remarks: This application is for an increased rate of flow to accompany the application to change the point of diversion and place of use of permit 29834. (see the supporting map for these changes.)

By Lenard D. Smith
s/ Lenard D. Smith
P O Box 443
Caliente, NV 89008

Compared sg/ sam lh/ gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A substantial weir or other type of measuring device must be installed and measurements of water use kept. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 72707 and 72708 shall not exceed 75 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined diversion rate under 72707 and 72708 shall not exceed 0.503 cubic feet per second.

The place of use of permits 72707 and 72708 is limited to the irrigation of 15 acres. No additional duty is granted under this permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.40 cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 27, 2007

Proof of completion of work shall be filed before:

March 27, 2007

Water must be placed to beneficial use on or before:

February 27, 2010

Proof of the application of water to beneficial use shall be filed on or before:

March 27, 2010

Map in support of proof of beneficial use shall be filed on or before:

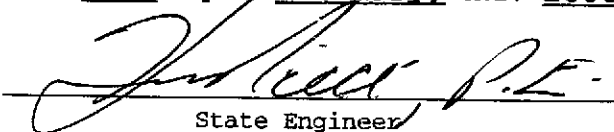
March 27, 2010

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 27th day of February, A.D. 2006


State Engineer

Completion of work filed DEC 07 2006

Proof of beneficial use filed _____

Cultural map filed NA

Certificate No. _____ Issued _____